

UNITED STATES DEPARTMENT OF AGRICULTURE
ANIMAL AND PLANT HEALTH INSPECTION SERVICE



OFFICIAL WARNING
VIOLATION OF FEDERAL REGULATIONS

CASE NUMBER:
NC11034-AC

VIOLATOR:
Zootastic of Lake Norman, Inc.

ADDRESS (Street, City, State, ZIP Code):
448 Pilch Road
Troutman, NC 28166

The U.S. Department of Agriculture has evidence that on or about the date(s) listed below, you or your organization committed the following violation(s) of Federal Regulations:

Date of Violation: May 18, 2011

9 C.F.R. § 2.40(a)(1) Attending veterinarian and adequate veterinary care. Each exhibitor shall employ an attending veterinarian under formal arrangements, to include a written program of veterinary care and regularly scheduled visits to the premises of the exhibitor.

Two new species joined the exhibit (primates and bear) which were not included in the written program of veterinary care.

Date of Violation: May 18, 2011

9 C.F.R. § 2.40(b)(2) Attending veterinarian and adequate veterinary care. Each exhibitor shall establish and maintain programs of adequate veterinary care that include the use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries and the availability of emergency, weekend and holiday care.

You failed to comply with the written veterinary program that required quarterly fecal exams. Fecal exams were not completed according to the schedule for multiple animals.

Date of Violation: May 18, 2011

9 C.F.R. § 2.131(c)(1) Handling of animals. During public exhibition, animals must be handled so there is minimal risk of harm to the animal and the general viewing public, with sufficient distance and/or barriers between the animal and the general viewing public so as to assure the safety of animals and the public.

You failed to have a sufficient barrier around the Syrian bear cub enclosure. Visitors could approach the enclosure and put fingers through the chicken wire, risking harm to the animal or the public.

Date of Violation: May 18, 2011

9 C.F.R. § 3.127(b) Facilities, outdoor. Natural or artificial shelter appropriate to the local climatic conditions for the species shall be provided to provide protection and to prevent discomfort to the animals.

You failed to provide appropriate shelter from the weather for six alpaca.

Date of Violation: June 14, 2011

9 C.F.R. § 2.40(b)(2) Attending veterinarian and adequate veterinary care. Each exhibitor shall establish and maintain programs of adequate veterinary care that include the use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries and the availability of emergency, weekend and holiday care.

You failed to follow the program of veterinary care when you failed to test the blackbuck for TB as stated in the program.

Date of Violation: June 14, 2011

9 C.F.R. § 2.75(b)(1) Records: Dealers and Exhibitors. Every exhibitor shall make, keep, and maintain records or forms which follow and correctly disclose information concerning animals purchased or otherwise acquired, owned, held, leases, or otherwise in his or her possession or under his or her control, or which is transported, sold euthanized, or otherwise disposed of by the exhibitor.

You failed to establish and maintain acquisition and disposition records of a vervet monkey.

The Animal and Plant Health Inspection Service (APHIS) created federal regulations to ensure the welfare of animals and help prevent the spread of animal and plant pests and diseases. Since violations of the regulations can have serious and costly impacts that are detrimental to the public interest, APHIS is providing you with an Official Warning for the violation(s) described above. Any further violation of these federal regulations may result in the assessment of a civil penalty, criminal prosecution, or other sanctions. If you have any questions concerning this Official Warning or violation(s), please contact the APHIS official listed in this notice.

APHIS OFFICIAL (Name):

Robert J. Huttenlocker

OFFICE ADDRESS:

4700 River Road, Unit 85
Riverdale, MD 20737

APHIS OFFICIAL (Title):

Director, Investigative and Enforcement Services

DATE ISSUED:

3/27/2013

TELEPHONE NUMBER:

(301) 851-2948